

# Overburdened Communities Webinar

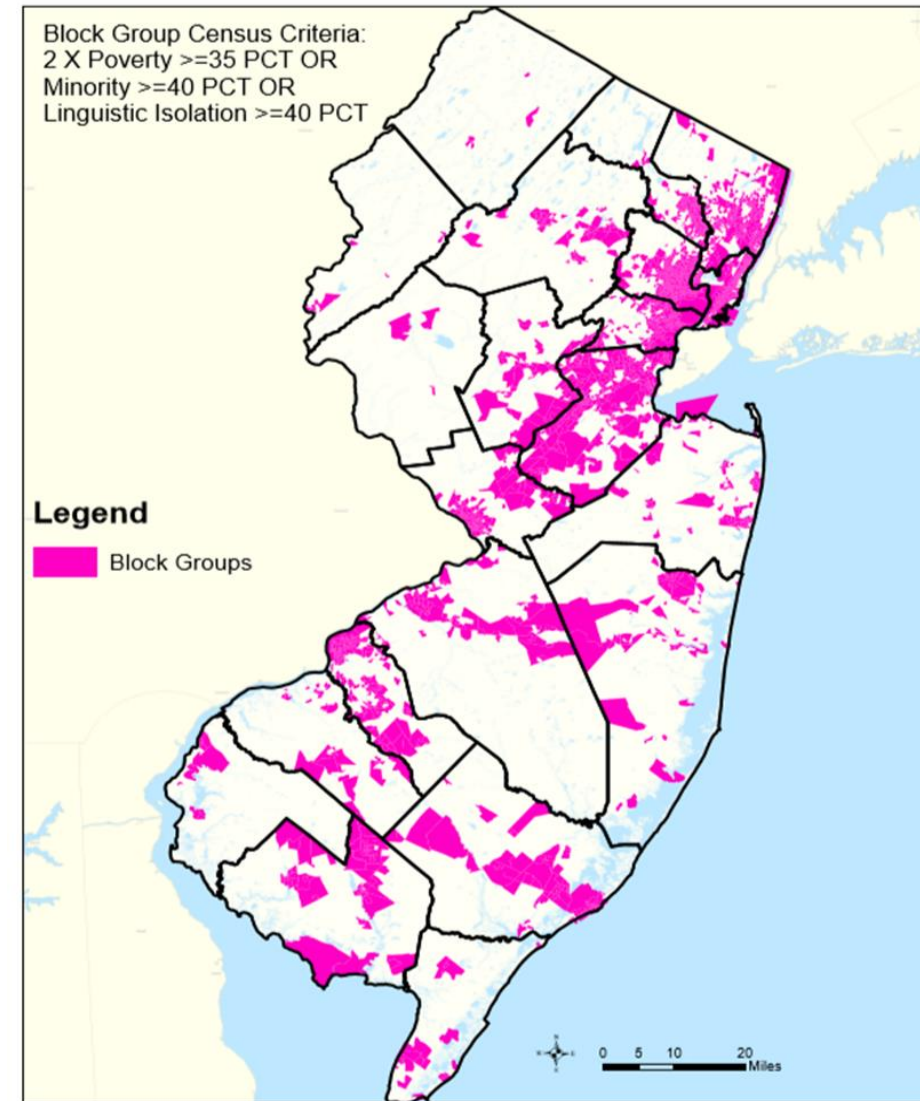
2/9/21

# Facilities and Permits Covered

- One of eight (8) types of facilities:
  - major sources of air pollution (e.g., power plants, cogeneration facilities);
  - incinerators or resource recovery facilities;
  - large sewage treatment plants (more than 50 million gallons per day);
  - transfer stations or solid waste facilities;
  - recycling facilities that receive at least 100 tons of recyclable material per day;
  - scrap metal facilities;
  - landfills; or
  - medical waste incinerators, except those attendant to hospital and universities.
- Seeking a specific permit
  - Including solid waste and recycling, development (wetlands, CAFRA, Flood Hazard), water supply and pollution, air pollution and pesticides
- For facilities located or proposed to be located in an “overburdened community”

# Defining “Overburdened Community”

- **Low-Income:** At least 35% of households qualify as low-income households; or
- **Minority:** at least 40% of the residents identify as minority or as members of a state recognized tribal community; or
- **Limited English proficiency:** at least 40% of the households have limited English proficiency



# Environmental and Public Health Stressors

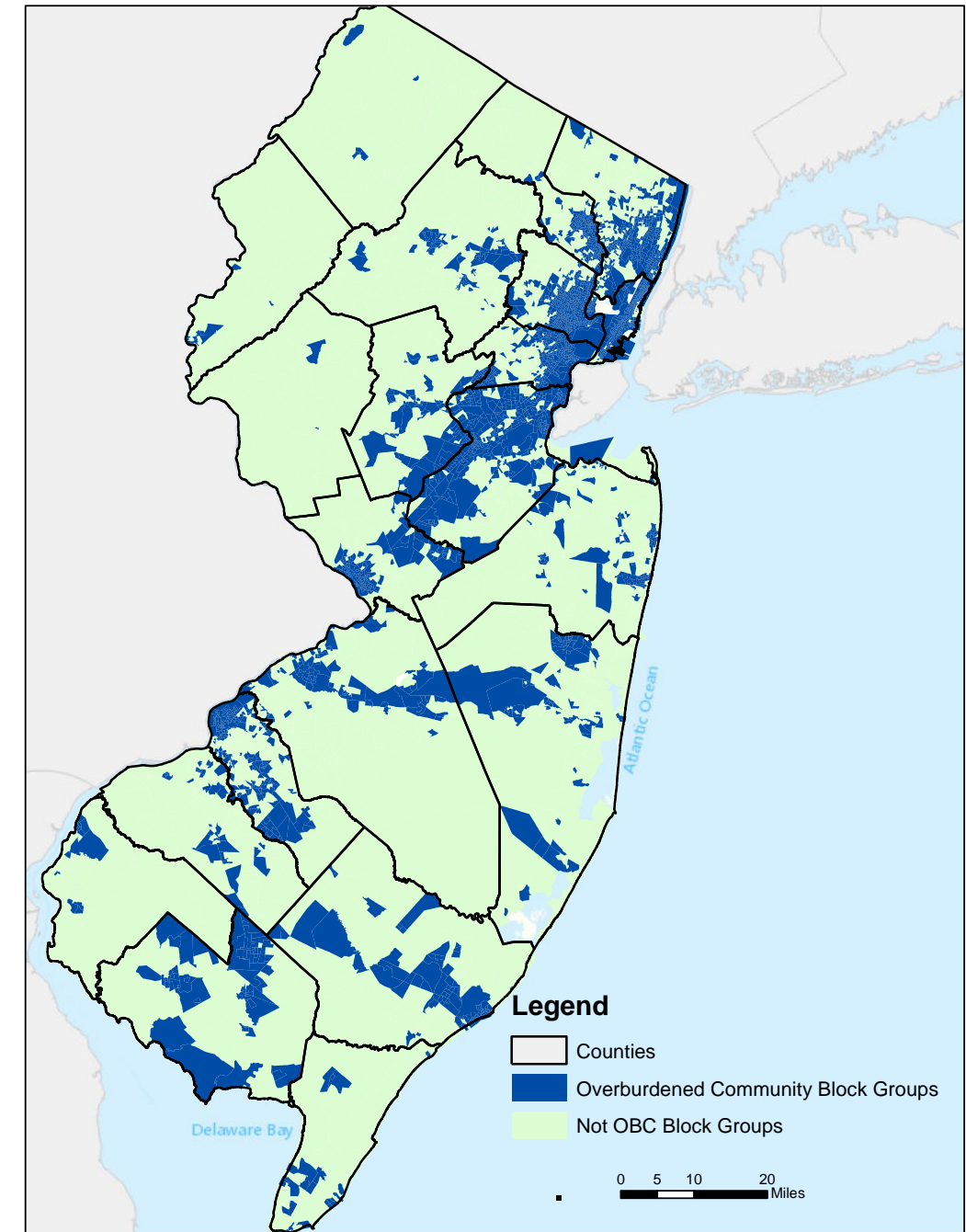
Environmental stressors to include, but not be limited to:

Concentrated areas of air pollution;  
Mobile sources of air pollution;  
Contaminated sites;  
Transfer stations or other solid waste facilities;  
Recycling facilities;  
Scrap yards, and  
Point-sources of water pollution including, but not limited to, water pollution from facilities or combined sewer overflows.

- Public health stressors are “conditions that may cause potential public health impacts in the overburdened community
- Public health impacts include, but are not limited to:
  - Asthma
  - Cancer
  - Elevated blood lead levels
  - Cardiovascular disease
  - Developmental problems

# Geographic Point of Comparison

- The Bill requires the Department to determine whether environmental or public health stressors are disproportionate to those borne by other communities within the State, county, or other geographic unit of analysis as determined by the department.
- What is the appropriate geographic unit?
  - County?
  - State?
  - Region?



# Requirements for DEP and Applicants

- Requires the submission of an environmental justice impact statement and public hearing for any application for a permit to expand, construct or renew the authorization to operate a covered facility.
- Environmental justice impact statement identifies existing public health and environmental stressors in the community.
- NJDEP reviews the environmental justice impact statement, along with other relevant information, to determine whether there is a disproportionate impact from environmental and public health stressors that cannot be avoided through additional controls.
- If there is a disproportionate impact that cannot be avoided for a new facility, DEP will deny the application unless there is a compelling public interest.
- For renewals and expansions, DEP can only apply additional conditions but cannot deny a permit

# Overburdened Community Data Tools

2/9/21

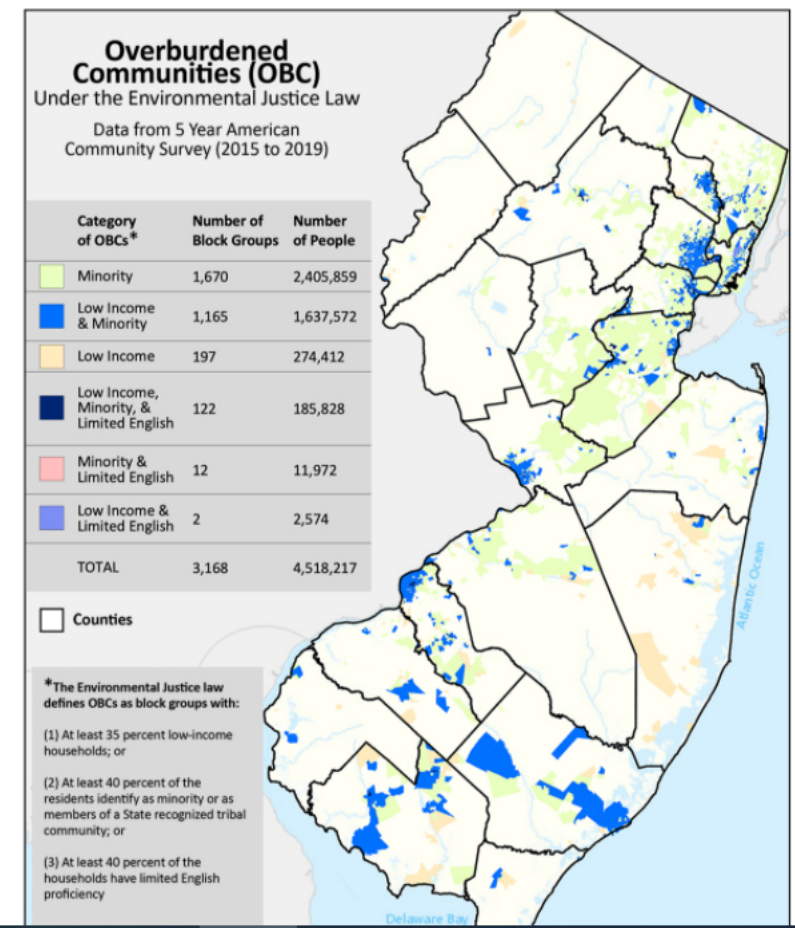
# Environmental Justice Overburdened Communities (OBC)

Signed into law by Governor Phil Murphy on September 18, 2020, New Jersey’s groundbreaking [Environmental Justice Law](#), N.J.S.A. 13:1D-157, (Law) requires the New Jersey Department of Environmental Protection (NJDEP) to evaluate the contributions of certain facilities to existing environmental and public health stressors in overburdened communities when reviewing certain permit applications. Read New Jersey’s Environmental Justice Law. The law also directs the NJDEP to publish a list of overburdened communities and provide notice to the 331 municipalities in which those communities are located.

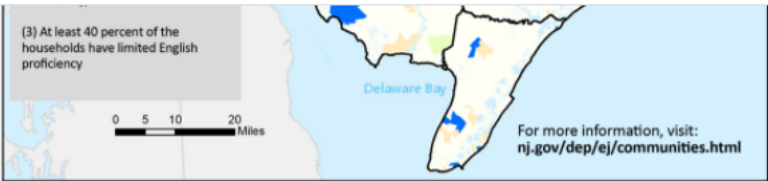
An **Overburdened Community (OBC)**, as defined by the law, is any census block group, as determined in accordance with the most recent United States Census, in which:

- 1. at least 35 percent of the households qualify as low-income households (at or below twice the poverty threshold as determined by the United States Census Bureau);
- 2. at least 40 percent of the residents identify as minority or as members of a State recognized tribal community; or
- 3. at least 40 percent of the households have limited English proficiency (without an adult that speaks English “very well” according to the United States Census Bureau).

## Statewide Overburdened Communities Map



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### List of Overburdened Communities

This Excel spreadsheet provides the list of overburdened communities, the criteria each block groups meets, and the municipality for which the overburdened community is designated in accordance with the New Jersey Environmental Justice Law, N.J.S.A. 13:1D-157.

[Read More](#)

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[Read More](#)

### Technical Notes

The technical notes provide the details on the overburdened community calculations and municipal designation.

[Read More](#)

### OBC Notification FAQ

Frequently Asked Questions (FAQ) about the notification to municipalities regarding Overburdened Communities (OBCs) as defined by New Jersey's Environmental Justice Law.

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### Technical Notes for the Calculation of Overburdened Communities and their Municipal Designation in Accordance with the New Jersey Environmental Justice Law

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Pursuant to the Law, the Legislature designated an overburdened community as any census block group, as determined in accordance with the most recent United States Census, in which: (1) at least 35 percent of the households qualify as low-income households (at or below twice the poverty threshold as determined by the United States Census Bureau); (2) at least 40 percent of the residents identify as minority or as members of a State recognized tribal community; or (3) at least 40 percent of the households have limited English proficiency (without an adult that speaks English "very well" according to the United States Census Bureau).

To meet this requirement, NJDEP used the most recent census data from 2019 (5-year American Community Survey Data 2015 to 2019). Calculations were done for Census Block Groups (Summary Level 150) and Tribal Areas (Summary Level 280). The table below summarizes the calculations.

The US Census County Subdivision (Summary Level 60) GIS files were then used to identify the municipality for which the overburdened community is designated. These files are similar to New Jersey's municipal boundaries but align with the census block group files needed to comply with the Law. If at least one block group in the municipality met the definition of overburdened community in the Law the municipality will be notified.

If the overburdened community block groups are viewed with New Jersey's municipal GIS data layer, small "slivers" of block groups may be visible. This is due to minor differences between municipal boundaries and census data. As neither data layer provides legal boundaries and are to be used for statistical purposes only, the US Census County Subdivision GIS files are being used for the designation. The department is also informing these municipalities of the "sliver" issue.

Note: Blank fields in the Excel file, interactive mapping tool, and GIS downloadable file are found where Census data was not available.

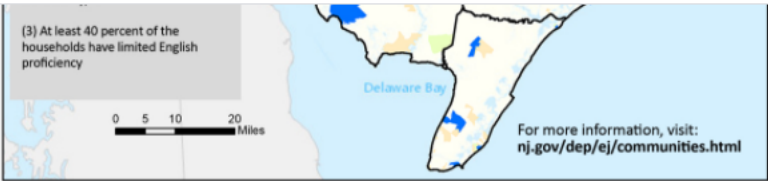
Also note: The boundary information in the shapefiles used are for statistical data collection and tabulation purposes only; their depiction and designation does not constitute a determination of jurisdictional authority or rights of ownership or entitlement and they are not legal land descriptions.

The most recent, 2019 (5-year American Community Survey Data 2015 to 2019) was used.

Calculations were done for Census Block Groups and Tribal Areas, as defined by the Law.

The US Census County Subdivision GIS files were used to identify the designated municipality for the block groups that meet the overburdened community criteria.

Definition of OBCs under EJ Law	Census Table	Census Field Calculations
at least 35 percent of the households qualify as low-income households;	C17002: ratio of income to poverty level in the past 12 months	(C17002_001: Total Population for whom poverty status is determined-C17002_008: Population 2.00 and over)/C17002_001: Total Population for whom poverty status is determined
at least 40 percent of the residents identify as minority or as members of a State recognized tribal community;	B03002: Hispanic or Latino origin by race	(B03002_001:Total Population-B03002_003: Not Hispanic or Latino, white alone)/B03002_001:Total Population
at least 40 percent of the households have limited English proficiency.	C16002: household language by households in which no one 14 and over speaks English only or speaks a language other than English at home and speaks English "very well"	(C16002_004:Spanish Limited English Speaking Household + C16002_007Other Indo-European languages Limited English Speaking Household + C16002_010:Asian and Pacific Islander Limited English Speaking Household + C16002_013: Other Languages Limited English Speaking Household)/C16002_001:Total Households



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1							
2	This Excel spreadsheet provides the list of overburdened communities, the criteria each block groups meets, and the municipality for which the overburdened community is designated in accordance with the criteria.						
3							
4	County	Municipality	Municipality Code	Block Group Identifier	Population for Poverty	Population in Households Under 2 Times Poverty	Percent Low Income
5	ATLANTIC	Absecon	0101	340010103001	1261	726	57.57
6	ATLANTIC	Absecon	0101	340010103002	1298	477	36.75
7	ATLANTIC	Atlantic City	0102	340010024003	544	378	69.49
8	ATLANTIC	Atlantic City	0102	340010001001	966	726	75.16
9	ATLANTIC	Atlantic City	0102	340010001002	1229	773	62.90
10	ATLANTIC	Atlantic City	0102	340010002003	1076	540	50.19
11	ATLANTIC	Atlantic City	0102	340010003002	1786	1263	70.72
12	ATLANTIC	Atlantic City	0102	340010003003	821	309	37.64
13	ATLANTIC	Atlantic City	0102	340010005001	762	558	73.23
14	ATLANTIC	Atlantic City	0102	340010005002	2352	1363	57.95
15	ATLANTIC	Atlantic City	0102	340010011002	871	655	75.20
16	ATLANTIC	Atlantic City	0102	340010015002	468	439	93.80
17	ATLANTIC	Atlantic City	0102	340010019001	1406	1053	74.89
18	ATLANTIC	Atlantic City	0102	340010003001	1158	757	65.37
19	ATLANTIC	Atlantic City	0102	340010004001	1054	731	69.35
20	ATLANTIC	Atlantic City	0102	340010013001	343	157	45.77
21	ATLANTIC	Atlantic City	0102	340010004002	1400	901	64.36
22	ATLANTIC	Atlantic City	0102	340010004003	877	579	66.02

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2	Jersey Environmental Justice Law, N.J.S.A. 13:1D-157. For more information, including the technical notes providing the details of the overburdened community calculations and municipal design					
3						
4	Population Not Hispanic or Latino White Only	Total Minority	Percent Minority	Total Households	Households with Limited English Proficiency	Percent Households with Limited Engli
5	335	951	73.95	463	56	
6	754	544	41.91	479	30	
7	336	208	38.24	410	44	
8	116	850	87.99	298	70	
9	395	834	67.86	497	42	
10	623	453	42.10	468	74	
11	46	1740	97.42	442	158	
12	323	498	60.66	358	85	
13	69	693	90.94	248	23	
14	208	2171	91.26	600	184	
15	15	874	98.31	418	8	
16	21	447	95.51	265	0	
17	188	1218	86.63	767	26	
18	162	996	86.01	373	92	
19	411	686	62.53	499	64	
20	35	308	89.80	187	0	
21	344	1056	75.43	557	130	
22	269	608	69.33	364	7	

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1						
2	munity calculations and municipal designation, please visit <a href="https://www.nj.gov/dep/ej/communities.html">https://www.nj.gov/dep/ej/communities.html</a>					
3						
4	<b>Percent Households with Limited English Proficiency</b>	<b>Overburdened Community Criteria</b>	<b>Block Group - Tribal</b>	<b>Block Group County Subdivision</b>	<b>Split Block Group*</b>	<b>Split Municipa</b>
5	12.10	Low Income and Minority	Block Group	3400100100		
6	6.26	Low Income and Minority	Block Group	3400100100		
7	10.73	Low Income	Block Group	3400102080		
8	23.49	Low Income and Minority	Block Group	3400102080		
9	8.45	Low Income and Minority	Block Group	3400102080		
10	15.81	Low Income and Minority	Block Group	3400102080		
11	35.75	Low Income and Minority	Block Group	3400102080		
12	23.74	Low Income and Minority	Block Group	3400102080		
13	9.27	Low Income and Minority	Block Group	3400102080		
14	30.67	Low Income and Minority	Block Group	3400102080		
15	1.91	Low Income and Minority	Block Group	3400102080		
16	0.00	Low Income and Minority	Block Group	3400102080		
17	3.39	Low Income and Minority	Block Group	3400102080		
18	24.66	Low Income and Minority	Block Group	3400102080		
19	12.83	Low Income and Minority	Block Group	3400102080		
20	0.00	Low Income and Minority	Block Group	3400102080		
21	23.34	Low Income and Minority	Block Group	3400102080		
22	1.92	Low Income and Minority	Block Group	3400102080		



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### Legend

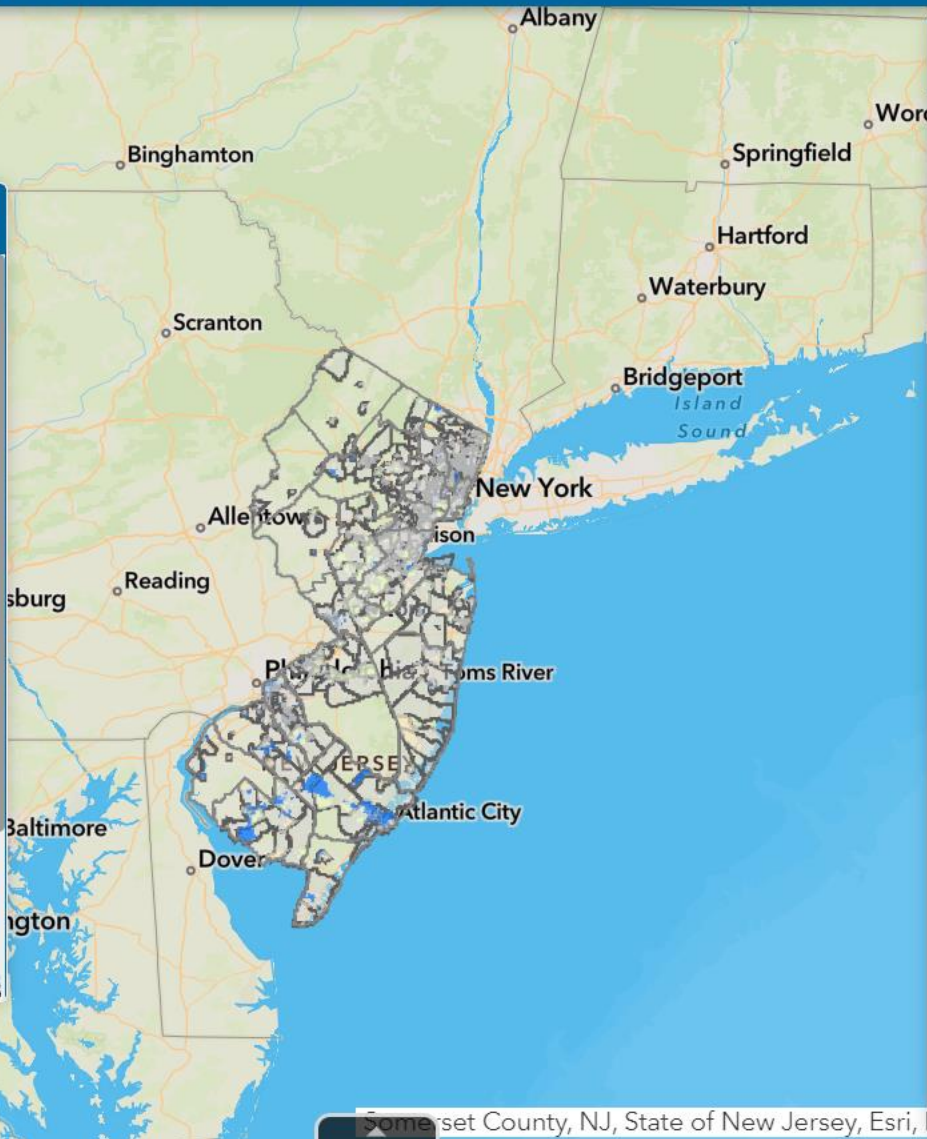
**Counties**

County


**Overburdened Communities under the NJ Environmental Justice Law**

- Minority
- Low Income and Minority
- Low Income
- Low Income, Minority, and Limited English
- Low Income and Limited English
- Minority and Limited English

**Municipalities (using Census County Subdivision data) with any part designated an Overburdened**

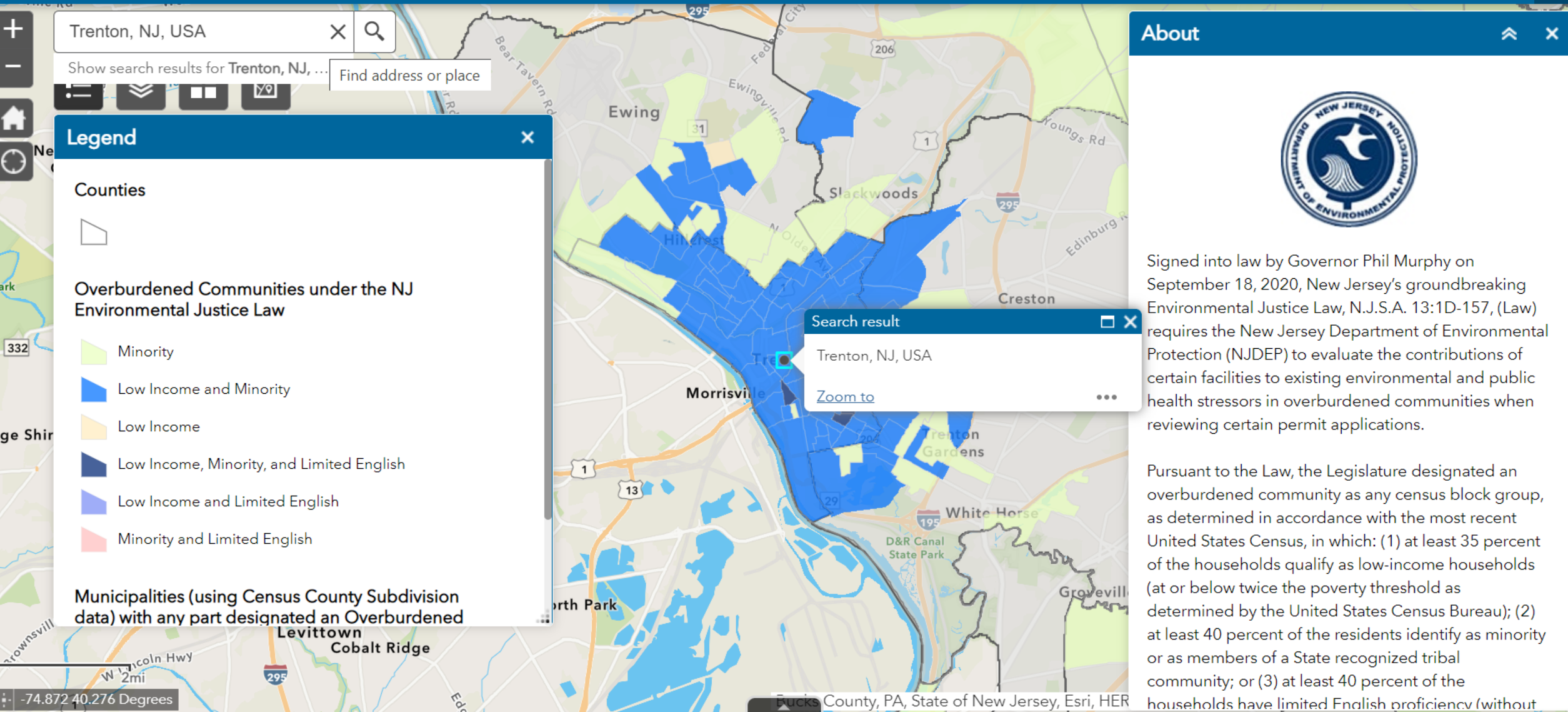


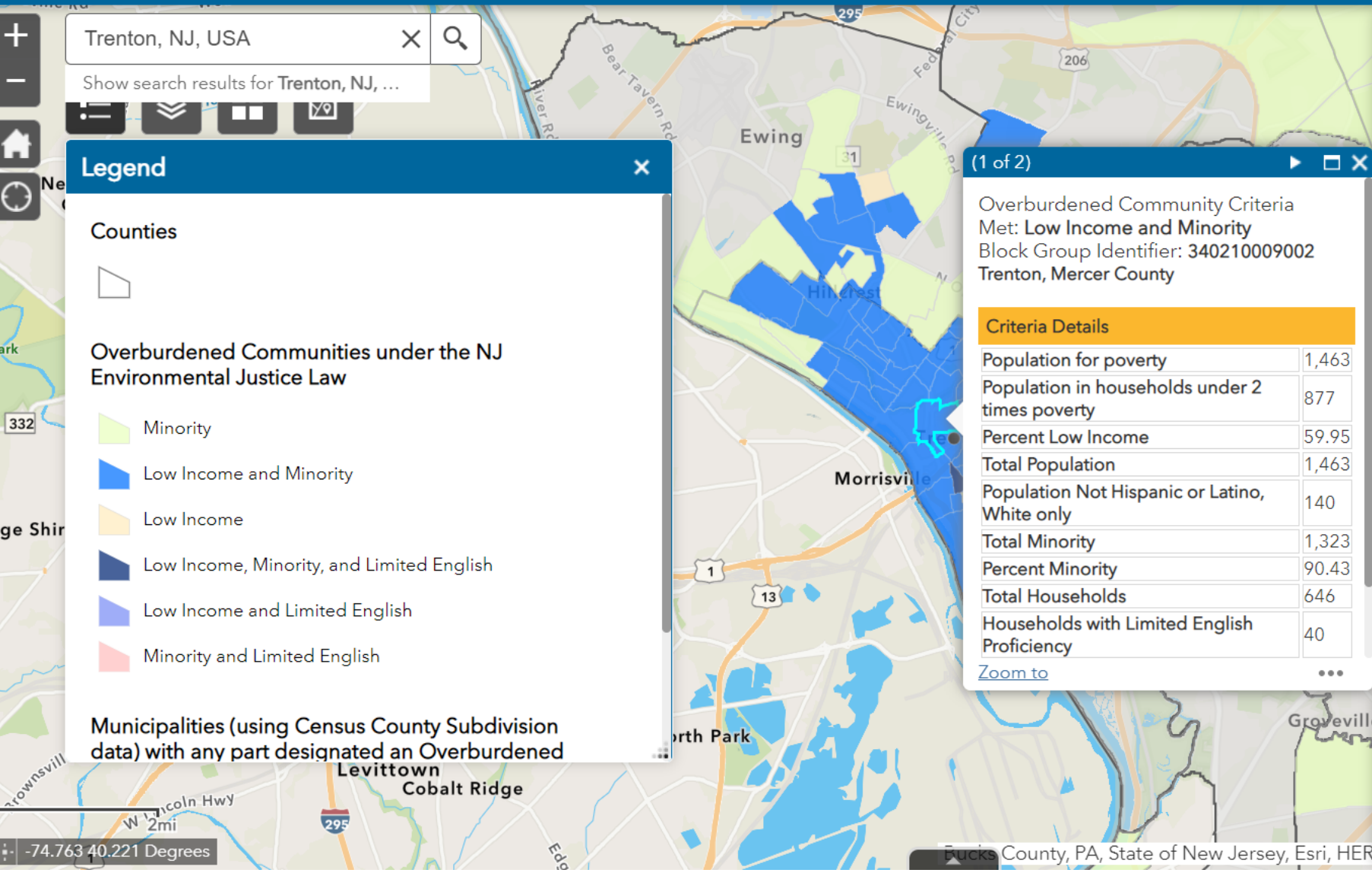
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Pursuant to the Law, the Legislature designated an overburdened community as any census block group, as determined in accordance with the most recent United States Census, in which: (1) at least 35 percent of the households qualify as low-income households (at or below twice the poverty threshold as determined by the United States Census Bureau); (2) at least 40 percent of the residents identify as minority or as members of a State recognized tribal community; or (3) at least 40 percent of the households have limited English proficiency (without





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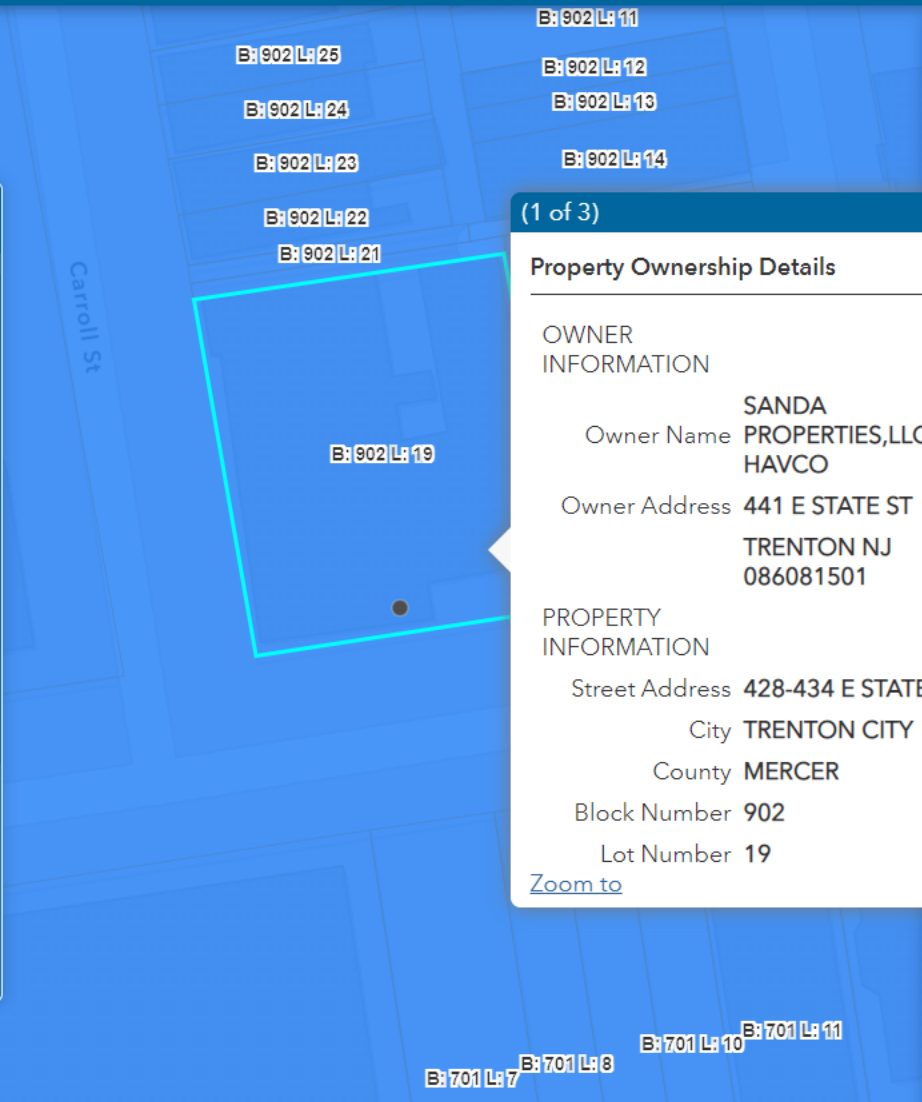
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- Low Income
- Low Income, Minority, and Limited English
- Low Income and Limited English
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### Property Ownership Details

**OWNER INFORMATION**

Owner Name: SANDA PROPERTIES, LLC C/O HAVCO

Owner Address: 441 E STATE ST  
TRENTON NJ 086081501

**PROPERTY INFORMATION**

Street Address: 428-434 E STATE ST

City: TRENTON CITY

County: MERCER

Block Number: 902

Lot Number: 19

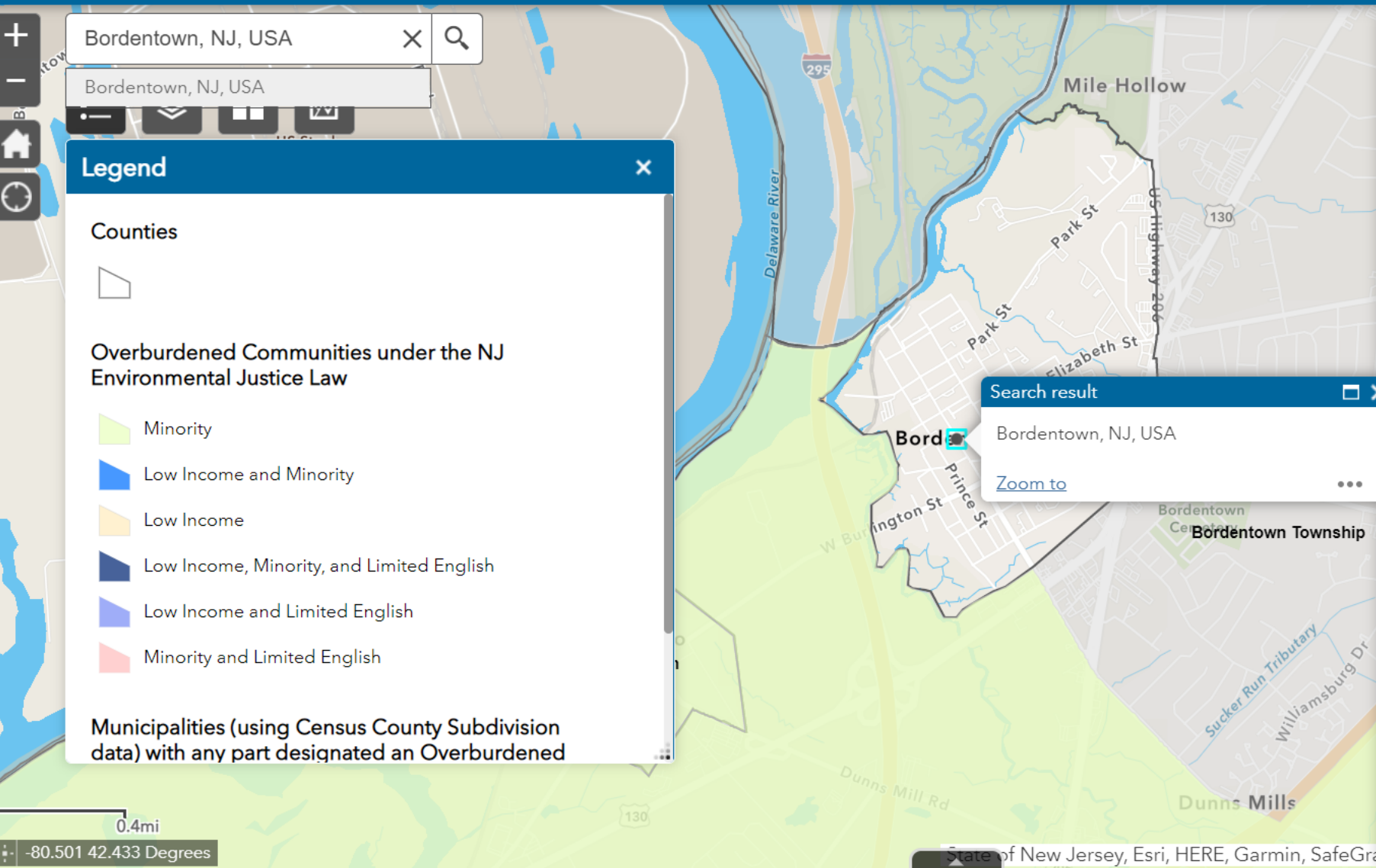
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**NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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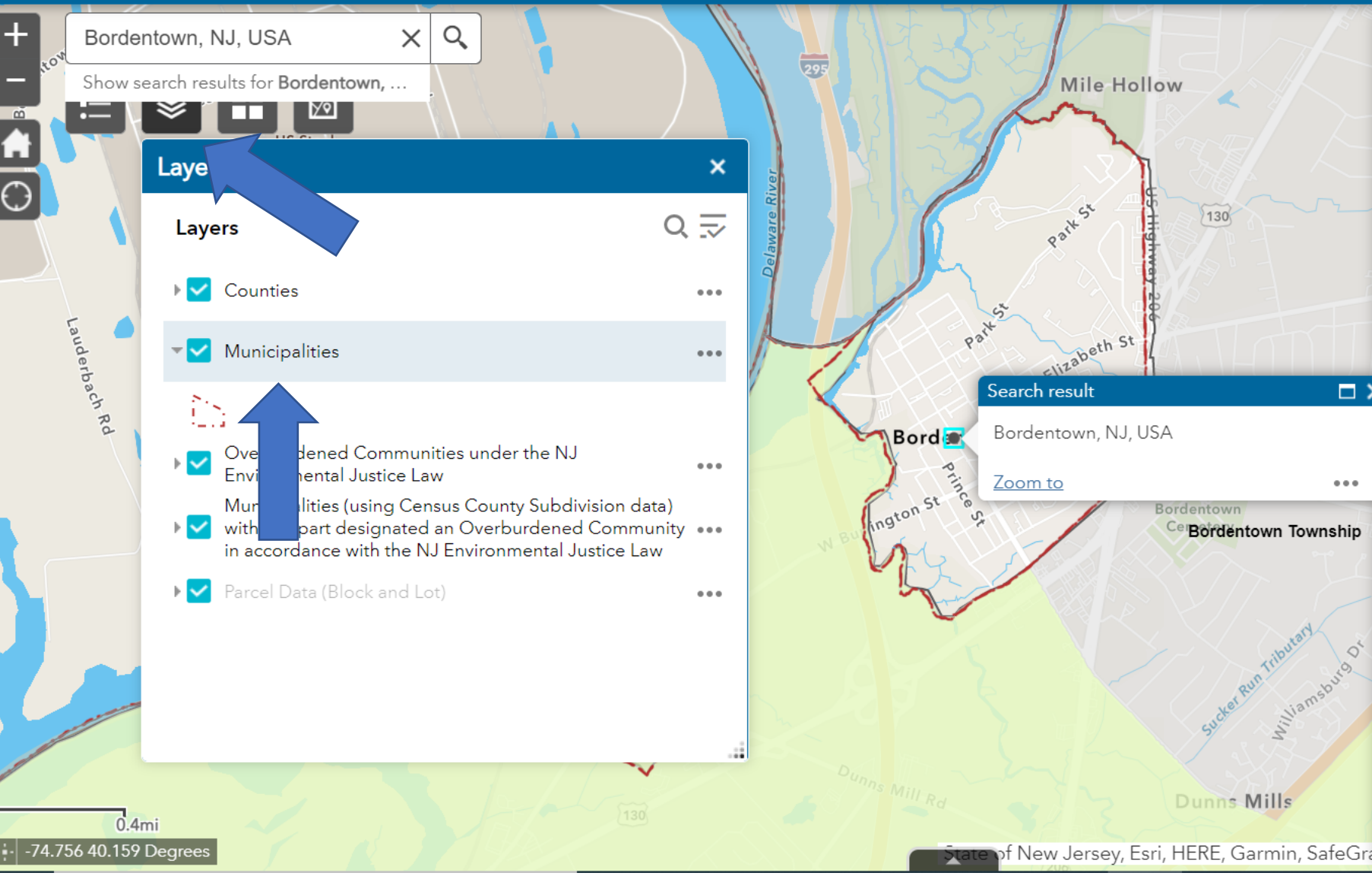


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Bordentown, NJ, USA

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### Layer List

Layers

☒ Counties

☒ Municipalities

☒ Overburdened Communities under the NJ Environmental Justice Law

☒ Municipalities (using Census County Subdivision data) with any part designated an Overburdened Community in accordance with the NJ Environmental Justice Law

☒ Parcel Data (Block and Lot)

(1 of 4)

#### Bordentown Township, Burlington County

MUN	BORDENTOWN TWP
COUNTY	BURLINGTON
MUN_LABEL	Bordentown Township
MUN_TYPE	Township
NAME	Bordentown Township
GNIS_NAME	Township of Bordentown
GNIS	882110
SSN	0304
MUN_CODE	0304
CENSUS2010	3400506700
ACRES	5,927.48
SQ_MILES	9.26
POP2010	11,367

[Zoom to](#)

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<a href="#">Atlantic</a>	<a href="#">&gt;</a>
<a href="#">Bergen</a>	<a href="#">&gt;</a>
<a href="#">Burlington</a>	<a href="#">&gt;</a>
<a href="#">Camden</a>	<a href="#">&gt;</a>
<a href="#">Cape May</a>	<a href="#">&gt;</a>
<a href="#">Cumberland</a>	<a href="#">&gt;</a>
<a href="#">Essex</a>	<a href="#">&gt;</a>
<a href="#">Gloucester</a>	<a href="#">&gt;</a>
<a href="#">Hudson</a>	<a href="#">&gt;</a>
<a href="#">Hunterdon</a>	<a href="#">&gt;</a>
<a href="#">Mercer</a>	<a href="#">&gt;</a>
<a href="#">Middlesex</a>	<a href="#">&gt;</a>

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<a href="#">Gloucester</a>	<a href="#">↗</a>
<a href="#">Hudson</a>	<a href="#">➤</a>
<a href="#">Hunterdon</a>	<a href="#">➤</a>
<a href="#">Mercer</a>	<a href="#">⌵</a>

## Mercer

<a href="#">East Windsor Twp</a>
<a href="#">Ewing Twp</a>
<a href="#">Hamilton Twp</a>
<a href="#">Hightstown Boro</a>
<a href="#">Lawrence Twp</a>
<a href="#">Princeton</a>
<a href="#">Robbinsville Twp</a>
<a href="#">Trenton City</a>
<a href="#">West Windsor Twp</a>

<a href="#">Middlesex</a>	<a href="#">➤</a>
<a href="#">Monmouth</a>	<a href="#">➤</a>
<a href="#">Morris</a>	<a href="#">➤</a>

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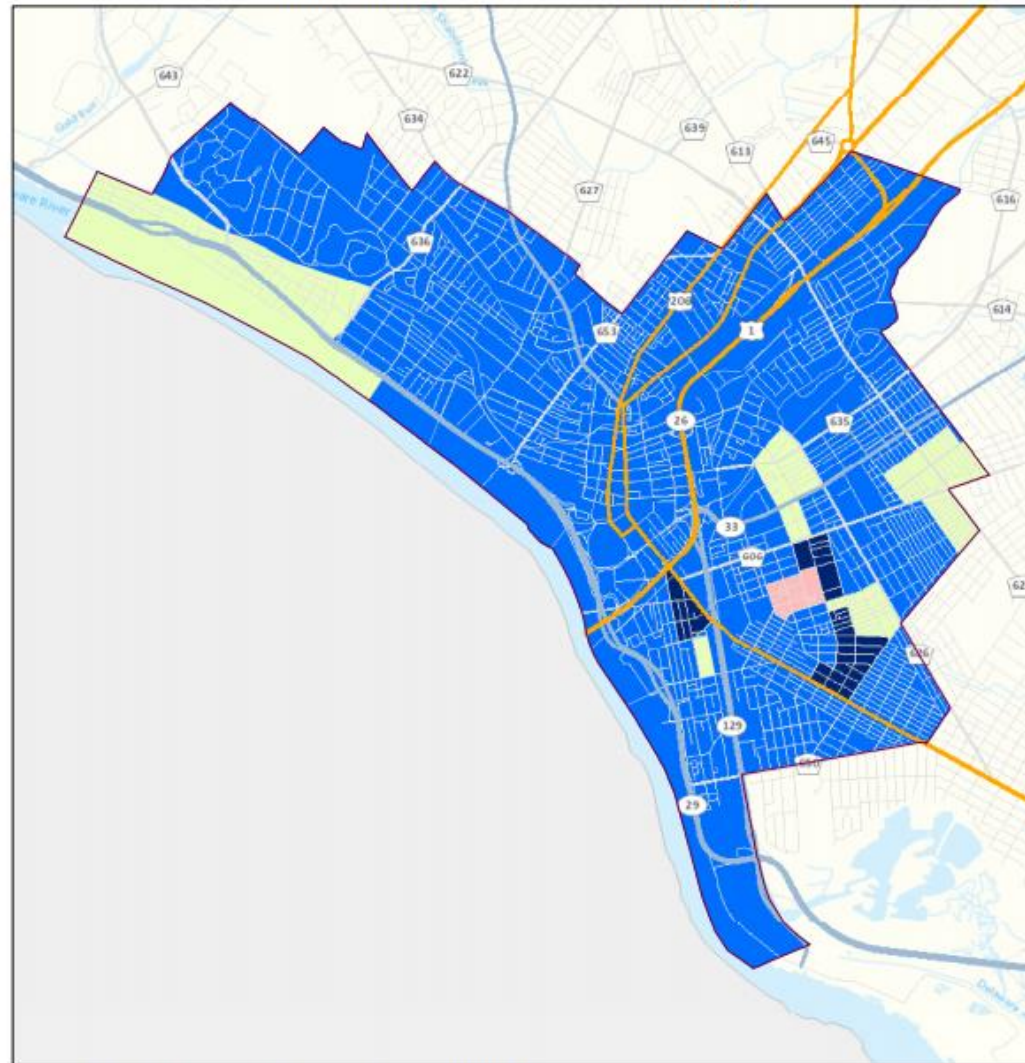
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# Overburdened Communities Under the New Jersey Environmental Justice Law

## Mercer County Trenton City



This map identifies Overburdened Communities under the New Jersey Environmental Justice Law, N.J.S.A. 13:1D-157. An overburdened community is any census block group, as determined in accordance with the most recent United States Census, in which: (1) at least 35 percent of the households qualify as low-income households; (2) at least 40 percent of the residents identify as minority or as members of a State recognized tribal community; or (3) at least 40 percent of the households have limited English proficiency. For more information please visit <https://www.nj.gov/dea/ej/communities.html>.

Disclaimer: The boundary information in the TIGER/Line Shapefiles used for the maps are for statistical data collection and tabulation purposes only; their depiction and designation does not constitute a determination of jurisdictional authority or rights of ownership or entitlement and they are not legal land descriptions.

### Legend

Trenton City

### Overburdened Community Criteria

- Minority
- Low Income and Minority
- Low Income
- Low Income, Minority, and Limited English
- Low Income and Limited English
- Minority and Limited English



0 0.4 0.8 Miles

Date: 1/18/2021



### List of Overburdened Communities

This Excel spreadsheet provides the list of overburdened communities, the criteria each block groups meets, and the municipality for which the overburdened community is designated in accordance with the New Jersey Environmental Justice Law, N.J.S.A. 13:1D-157.

[Read More](#)

### Environmental Justice Mapping Tool

This interactive mapping tool allows users to view the overburdened communities, the criteria each block group meets, and the municipality for which the overburdened community is designated in accordance with the New Jersey Environmental Justice Law, N.J.S.A. 13:1D-157, as well as query addresses to determine if they are within an overburdened community.

[Read More](#)

### PDF Maps of Municipalities

The 331 simple, municipal specific maps identify the overburdened communities under the New Jersey Environmental Justice Law. There is a map for each municipality for which any part of the municipality has been designated an overburdened community pursuant to the act.

[Read More](#)

### GIS Layer

This GIS Layer is a downloadable geographic information system (GIS) layer identifying the overburdened communities under the New Jersey Environmental Justice Law.

[Read More](#)

### Technical Notes

The technical notes provide the details on the overburdened community calculations and municipal designation.

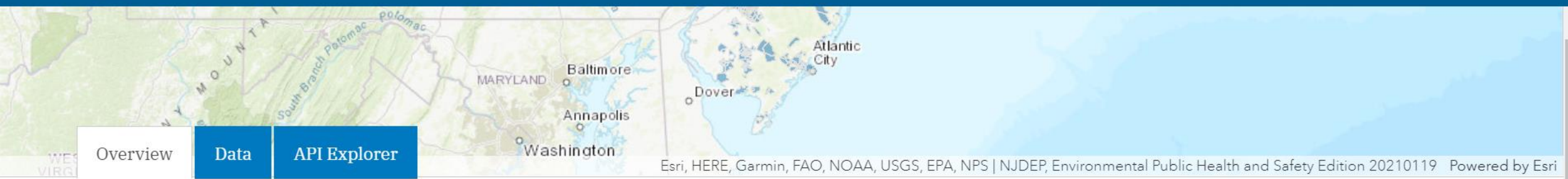
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### OBC Notification FAQ

Frequently Asked Questions (FAQ) about the notification to municipalities regarding Overburdened Communities (OBCs) as defined by New Jersey's Environmental Justice Law.

[Read More](#)





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1/26/2021 Feature Layer Custom License

Download APIs

“Overburdened community” means any census block group, as determined in accordance with the most recent United States Census, in which: (1) at least 35 percent of the households qualify as low-income households; (2) at least 40 percent of the residents identify as a minority or as members of a State recognized tribal community; or (3) at least 40 percent of the households have limited English proficiency.

Less

## Attributes

Chart Map Visualization

## About

NJDEP GIS En  
Shared By: NJ  
Data Source: s  
View Metadata  
Create Webm  
Create a Stor

- Full Dataset
- Spreadsheet
- KML
- Shapefile
- Additional Resources
- File Geodatabase (NAD 1983 State



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**What is the Environmental Justice Law?** Signed into law by Governor Phil Murphy on September 18, 2020, New Jersey's groundbreaking Environmental Justice Law, N.J.S.A. 13:1D-157, (Law) requires the New Jersey Department of Environmental Protection (NJDEP) to evaluate the contributions of certain facilities to existing environmental and public health stressors in overburdened communities when reviewing certain permit applications. [Read New Jersey's Environmental Justice Law.](#)

**Why is my community receiving this notification?** The Law directs the NJDEP to publish a list of overburdened communities and provide notice to the 331 municipalities in which those communities are located.

**What is an "overburdened community"?** Pursuant to the Law, the Legislature designated an overburdened community as any census block group, as determined in accordance with the most recent United States Census, in which: (1) at least 35 percent of the households qualify as low-income households (at or below twice the poverty threshold as determined by the United States Census Bureau); (2) at least 40 percent of the residents identify as minority or as members of a State recognized tribal community; or (3) at least 40 percent of the households have limited English proficiency (without an adult that speaks English "very well" according to the United States Census Bureau).

**What information did NJDEP use to define "overburdened community"?** NJDEP used the most recent census data from 2019 (5-year *American Community Survey Data 2015 to 2019*). Calculations were done for Census Block Groups (Summary Level 150) and Tribal Areas (Summary Level 280) with municipal boundaries determined by using the US Census County Subdivision GIS files. These files are similar to New Jersey's municipal boundaries but align with the census block group files. If at least one Block Group or Tribal Area in the municipality meets the definition of overburdened community in the Environmental Justice Law, the municipality will be notified.

**Where can I view the overburdened communities list?** The data is being provided in the following formats through the [NJDEP's Environmental Justice webpage](#).

- [List of block groups](#) identified as an overburdened community within a municipality in an Excel spreadsheet;
- [Interactive mapping tool](#);
- [PDF maps](#) for each municipality that has any part designated as an overburdened community; and
- [Downloadable GIS layer](#)

**How will the list of overburdened communities be used in the Environmental Justice Law?** As required by the Law, permits issued by the NJDEP for certain facilities will be required to meet the requirements set forth in the implementing regulations, including providing residents in overburdened communities with opportunities for enhanced participation in the permitting process. These requirements will go into effect upon adoption of the implementing regulations. The NJDEP is in the process of crafting these regulations with input solicited from its stakeholders.

**How can I learn more?** [RSVP here](#) for a webinar on February 9, 2021, 3 p.m. – 4 p.m. where NJDEP will walk through the method used to identify overburdened communities and whether any part of the municipality has been designated an overburdened community and answer questions from its local government partners.

**How can I get involved?** All municipalities are also invited to participate in the Environmental Justice rulemaking stakeholder process. The first public information session was held in the fall. Visit the [Environmental Justice rulemaking website](#) for a meeting recording and presentation material and other rulemaking process information. [RSVP here](#) to participate in the next stakeholder meeting: January 20, 2021, 6 p.m. – 8 p.m. Geographic Points of Comparison/Facility & Permit Definitions for Environmental Justice/Environmental/Community Organizations, and related parties.

**How can I get updates?** Subscribe to the [Environmental Justice Rulemaking email list](#) to stay informed about stakeholder sessions.